

PROB 12C
(7.93)

United States District Court

for the

Eastern District of Washington

Report Date: May 11, 2011
FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MAY 11 2011

JAMES R. LARSEN, CLERK
DEPUTY
YAKIMA, WASHINGTON

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Alfonso Olivera-Avila Case Number: 2:05CR00124-001
Address of Offender:
Name of Sentencing Judicial Officer: The Honorable Edward F. Shea, U.S. District Judge
Date of Original Sentence: 3/24/2006
Original Offense: Alien in United States After Deportation, 8 U.S.C. § 1326
Original Sentence: Prison - 57 Months; TSR - 36 Months Type of Supervision: Supervised Release
Asst. U.S. Attorney: Aine Ahmed Date Supervision Commenced: 6/23/2009
Defense Attorney: David Matthew Miller Date Supervision Expires: 6/22/2012

PETITIONING THE COURT

To issue a warrant.

The probation officer believes that the offender has violated the following condition of supervision:

Violation Number Nature of Noncompliance

1 **Special Condition # 14:** You are prohibited from returning to the United States without advanced legal permission from the United States Attorney General or his designee. Should you reenter the United States, you are required to report to the probation office within 72 hours of reentry.

Supporting Evidence: Alfonso Olivera-Avila is considered in violation of his period of supervised release by returning to the United States without advanced permission from the United States Attorney General on or prior to May 4, 2011.

The defendant was arrested on May 4, 2011, by the Pasco Police Department after committing the offense of identity theft. The charge was later dismissed. Contact with the Franklin County Jail revealed the defendant has a current ICE hold in place.

The U.S. Probation Office respectfully recommends the Court issue a warrant for the arrest of the defendant to answer the allegation contained in this petition.

Prob12C

Re: Olivera-Avila, Alfonso

May 11, 2011

Page 2

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 05/11/2011

s/David L. McCary

David L. McCary
U.S. Probation Officer

THE COURT ORDERS

- ☐ No Action
☒ The Issuance of a Warrant
☐ The Issuance of a Summons
☐ Other



Signature of Judicial Officer

May 11, 2011

Date